

CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
January 18, 2000

The Connecticut Medical Examining Board held a meeting on Tuesday, January 18, 2000 at the Department of Public Health, 410 Capitol Avenue, Conference Room I, Second Floor, Hartford, Connecticut.

BOARD MEMBERS PRESENT: Dennis G. O'Neill, MD, Chairman
Harriet A. Fellows, DO
Velandy Manohar, MD
Sarah E. McGirr
Mary P. Olsen, MD
Pamela A. Nole
John Russell, MD
Michael R. Tesoro, MD
Mary L. Warner, PA-C

BOARD MEMBERS ABSENT: Howard Goodkind
Roberto Medina, MD
George Terranova, MD

The meeting was called to order at 1:37 p.m. by Dr. O'Neill.

I. MINUTES

The draft minutes of the December 21, 1999 meeting were reviewed. Dr. Fellows made a motion, seconded by Dr. Manohar to approve the minutes. The motion passed with all in favor except Ms. Nole and Ms. McGirr who abstained.

II. CHAIR UPDATES

Dr. O'Neill summarized the discussions with Department of Public Health Commissioner, Joxel Garcia, MD from the December 21, 1999 Board meeting. Dr. O'Neill commented that the Board will become more active in the legislative process and will eventually develop its own legislative agenda. For the February 2000 meeting, Leo Roberge, Director, Drug Control Division for the Department of Consumer Protection and Richard J. Lynch, Assistant Attorney General will be invited to provide orientation to the Board members. The Board also requests that a representative of the Department of Public Health be present at future Board meetings to update the Board on legislative matters.

The Board also discussed changing the name of the Board. Dr. Tesoro made a motion seconded by Dr. Manohar recommending that the name of the Board be changed to the "Board of Medical Licensure." The motion passed with all in favor. Donna Brewer will discuss this proposal with Department personnel.

Dr. O'Neill circulated a letter of resignation from Donna Rescorl. Ms. Rescorl resigned from the Board effective December 9, 1999.

III. OLD BUSINESS

A. Information Update by the Department of Public Health

Donna Brewer, Director, Public Health Hearing Office, informed the Board that proposed changes to Connecticut General Statutes §20-8a are being drafted. The changes would provide for a Physician Assistant to be appointed to the list of hearing panelists.

B. Physician Profiling

Jennifer Filippone, Health Program Supervisor reported on behalf of the Department of Public Health that the first mailing the profiling questionnaire has gone out to licensed physicians and responses have been received. The Board made additional comments and suggestions regarding modifications to the profiling instructions. The Board requests that continued updates be provided regarding this issue.

C. Information Update by the Connecticut State Medical Society

Michele Norbeck reported that the Connecticut State Medical Society is continuing its work with the Department of Public Health regarding physician profiling.

IV. NEW BUSINESS

A Orientation

Donna Brewer, Director, Public Health Hearing Office, gave an overview of the Department of Public Health organizational structure. Board members were provided with copies of statutes relevant to disciplinary actions and were given an explanation of the hearing and fact finding process. A terms checklist which is utilized during fact findings was provided to the members.

Kathleen Zarrella, RN, Director, Division of Health Systems Regulation, gave a description of the Division of Health Systems Regulation and its sub units. Ms. Zarrella also explained the processing and investigation of complaints and the use of consultants in standard of care cases.

Stanley K. Peck, Director, Legal Office, described the operation of the Legal Office. He explained the rationale for why and how a case is prosecuted before a Board and also explained the process for negotiating Consent Orders. During this discussion the Board commented that efforts should be made to decrease the number of continuances of scheduled hearings.

B. Reinstatement Application - Colleen McHugh, MD

Tresti Quiller, Licensing Examinations Assistant, Department of Public Health, presented a reinstatement application of Colleen McHugh, MD. The information presented indicates that Dr. McHugh has not practiced clinical medicine for more than three years. Ms. Nole made a motion seconded by Ms. Warner to deny reinstatement of Dr. McHugh's license with a recommendation that Dr. McHugh pass the SPEX examination prior to any subsequent reinstatement request. The motion passed unanimously.

C. Telemedicine

The Board reviewed correspondence from the Federation of State Medical Boards regarding the issuance of limited licenses for the practice of medicine across state lines. Ms. McGirr made a motion seconded by Dr. Manohar to reaffirm the Board's position that a full and unrestricted license is required. The motion passed unanimously.

IV. LEGAL OFFICE BUSINESS

A. Michael Nezhad, MD - Petition No. 980708-001-126

Stephen Miltimore, Staff Attorney, Department of Public Health, presented the Department's Motion to Withdraw Statement of Charges in the matter of Michael Nezhad, MD. Attorney Thomas Anderson was present on behalf of Dr. Nezhad. Ms. McGirr made a motion seconded by Dr. Manohar to grant the Department's Motion to Withdraw Statement of Charges. The motion passed with all in favor except Dr. Russell who abstained.

B. Douglas Shore, MD - Petition No. 980708-001-132

Roberta Swafford, Staff Attorney, Department of Public Health, presented a Consent Order in the matter of Douglas Shore, MD. Attorney Mark Milano was present representing Dr. Shore. Following discussion Dr. Fellows made a motion seconded by Ms. McGirr that the Consent Order be denied with a recommendation for modification. The motion passed unanimously.

C. L. Lee Bosley, MD - Petition No. 980925-001-185

David Tilles, Staff Attorney, Department of Public Health, presented a Consent Order in the matter of L. Lee Bosley, MD. Respondent was not present or represented. Dr. Russell made a motion seconded by Ms. Warner to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

D. Paul Fleisher, MD - Motion for Summary Suspension

David Tilles, Staff Attorney, Department of Public Health, presented the Department's Motion for Summary Suspension in petition No. 991229-001-240. Respondent was not present or represented. Dr. Tesoro made a motion, seconded by Ms. McGirr to grant the Department's Motion to summarily suspend Dr. Fleisher's physician/surgeon license. The motion passed unanimously. Dr. O'Neill signed the Order. A hearing will be scheduled for February 1, 2000. Dr. Russell will chair the hearing panel.

V. TIME EXTENSIONS

Ms. McGirr made a motion seconded by Ms. Warner, to approve a 120 day extension in the following case:

William DiFederico, MD

The motion passed unanimously.

ADJOURNMENT

It was the unanimous decision of the Board to adjourn this meeting at 4:04 p.m.

Respectfully submitted,

Dennis G. O'Neill, MD, Chairman

CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
February 15, 2000

The Connecticut Medical Examining Board held a meeting on Tuesday, February 15, 2000 at the Department of Public Health Complex, 410 Capitol Avenue, Conference Room C, Building 470, Hartford, Connecticut.

BOARD MEMBERS PRESENT: Dennis G. O'Neill, MD, Chairman
Howard Goodkind
Velandy Manohar, MD
Roberto Medina, MD
Sarah E. McGirr
Mary P. Olsen, MD
John Russell, MD
George Terranova, MD
Mary L. Warner, PA-C

BOARD MEMBERS ABSENT: Harriet A. Fellows, DO
Pamela A. Nole
Michael R. Tesoro, MD

The meeting was called to order at 1:33 p.m. by Dr. O'Neill.

I. CHAIR UPDATES

Dr. O'Neill circulated recent correspondence received from the Federation of State Medical Boards. Board members were reminded that the annual meeting of the Federation is scheduled for April 13-15, 2000 in Dallas, Texas.

II. MINUTES

The draft minutes of the December 21, 1999 meeting were reviewed. Dr. Fellows made a motion, seconded by Dr. Manohar to approve the minutes. The motion passed with all in favor except Ms. Nole and Ms. McGirr who abstained.

III. OLD BUSINESS

A. Information Update by the Department of Public Health

Donna Brewer, Director, Public Health Hearing Office, discussed the recommendation from the January meeting for renaming of the Board. A name change would require legislative action. Names other than "Board of Medical Licensure" were discussed. Other suggestions are Connecticut Board of Medical Practice; Connecticut Board of Medicine and Surgery and Connecticut Medical Board. Board members are asked to think of other names for consideration.

B. Physician Profiling

Jennifer Filippone, Health Program Supervisor reported on behalf of the Department of Public Health that 13,000 profiling questionnaires have been mailed and 6,000 responses have been received to date. The Board requests that continued updates be provided regarding this issue.

C. Information Update by the Connecticut State Medical Society

None

IV. NEW BUSINESS

A Peer Review

J. Michael Eisner, Esq., from Wiggin & Dana, New Haven, Connecticut was present to discuss peer review issues with the Board. Attorney Eisner provided a synopsis of the Peer Review Act and discussed a recent Supreme Court decision pertaining to peer review privilege.

B Orientation

Leo Roberge, Director, Drug Control Division, Department of Consumer Protection was present. Mr. Roberge provided an overview of the function of the Drug Control Division, the interaction with the Department of Public Health and how the Drug Control Division may become involved in an investigation of a complaint against a physician. Internet prescribing was also discussed. Mr. Roberge stated that his office has received complaints regarding mail-order pharmacies but none regarding Internet Pharmacies. Mr. Roberge was asked to return at any time to report on issues which may impact on prescribing practices.

Richard J. Lynch, Assistant Attorney General was present. Attorney Lynch described the operations of the Office of the Attorney General and the services his office provides to Boards and Commissions. Discussion took place concerning the interaction between the Board and the Office of the Attorney General with regard to disciplinary hearings. Attorney Lynch will discuss the Board's comments with his staff.

C. Request For Declaratory Ruling - Jonathan Goldweitz, MD

Attorney Patrick Filan was present on behalf of respondent, Jonathan Goldweitz, MD. Staff Attorney Joelle Newton was present for the Department of Public Health. Assistant Attorney General Rosemary McGovern was present to provide counsel to the Board. Attorney Filan indicated that in addition to the request for Declaratory Ruling, he has also filed a Motion to Dismiss the Statement of Charges. Both Motions concern Dr. Goldweitz. Ms. McGirr made motion seconded by Dr. Terranova that respondent's Petition for Declaratory Ruling be denied since the issue will be addressed by the hearing panel in addressing the Motion to Dismiss. The motion passed unanimously.

The Board authorized Ms. Warner to replace Dr. Terranova as a hearing panelist in this matter. Dr. Terranova recused himself from the hearing panel.

D. Memorandum of Decision - Edward Zyla, MD

The Board reviewed the Memorandum of Decision in the matter of Edward Zyla, MD, Petition No. 980618-001-118. Dr. Terranova provided a synopsis of the hearing concerning Dr. Zyla. Attorney Lawrence Brick was present on behalf of Dr. Zyla. Dr. Terranova made a motion seconded by Ms. McGirr to approve the Memorandum of Decision. The motion passed with all in favor except Mr. Goodkind who abstained. The Memorandum of Decision was signed by Dr. O'Neill.

V. LEGAL OFFICE BUSINESS

A. Silvio Mandara, MD - Petition No. 980622-001-121

David Tilles, Staff Attorney, Department of Public Health, presented the Department's Motion to Withdraw Statement of Charges in the matter of Silvio Mandara, MD. Attorney Patrick Filan was present on behalf of Dr. Mandara. Dr. Terranova made a motion seconded by Ms. Warner, to grant the Department's Motion to Withdraw Statement of Charges. The motion passed with all in favor except Dr. Olsen who recused herself from this matter.

B. Philip McWhorter, MD - Petition No. 961010-001-191

David Tilles, Staff Attorney, Department of Public Health, presented the Department's Motion to Withdraw Statement of Charges in the matter of Philip McWhorter, MD. Dr. Terranova made a motion seconded by Dr. Manohar, to grant the Department's Motion to Withdraw Statement of Charges. The motion passed unanimously.

C. Douglas Shore, MD - Petition No. 980708-001-132

David Tilles, Staff Attorney, Department of Public Health, presented a Consent Order in the matter of Douglas Shore, MD. Attorney Mark Milano was present representing Dr. Shore. A Consent Order in this matter was presented to the Board at the January 2000 meeting but was rejected with a recommendation for a modification. Ms. McGirr made a motion, seconded by Dr. Manohar, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order

D. George Record, MD - Petition No. 980615-001-107

David Tilles, Staff Attorney, Department of Public Health, presented a Consent Order in the matter of George Record, MD. Respondent was neither present nor represented. Dr. Manohar made a motion, seconded by Dr. Russell, to approve the Consent Order. The motion passed with all in favor except Dr. Medina who abstained. Dr. O'Neill signed the Order.

E. Petition No. 2000199-002-010- Motion for Summary Suspension

David Tilles, Staff Attorney, was present on behalf of Department of Public Health. Attorney Michael Neubert was present on behalf of respondent in this matter. Assistant Attorney General Rosemary McGovern was present to provide counsel to the Board.

Ms. McGirr made a motion, seconded by Dr. Terranova, to enter executive session to consider respondent's petition for "John Doe Status." The motion passed with all in favor except Ms. Warner who was opposed. The meeting room was cleared of observers and the Board entered Executive Session at 3:35 p.m.

The public portion of the meeting resumed at to 4:20 p.m.

Dr. Medina left for the day at 4:22 p.m.

Dr. Terranova made a motion, seconded by Ms. Warner, to deny respondent's Petition for John Doe Status. The motion failed. Mr. Goodkind, Dr. Terranova and Ms. Warner voted in favor. Dr. Manohar, Ms. McGirr, Dr. Medina, Dr. Olsen, Dr. O'Neill and Dr. Russell were opposed.

Ms. McGirr made a motion, seconded by Dr. Manohar, to grant respondent's Petition for John Doe Status. The motion passed with Dr. Manohar, Ms. McGirr, Dr. Medina, Dr. Olsen, Dr. O'Neill and Dr. Russell voting in favor. Mr. Goodkind, Dr. Terranova and Ms. Warner were opposed.

Attorney Tilles presented the Department's Motion for Summary Suspension in petition No. 2000199-002-010. Attorney Neubert presented respondent's objection to the Motion for Summary Suspension. Dr. Terranova made a motion, seconded by Ms. Warner to grant the Department's Motion for Summary Suspension. The motion failed. Dr. Terranova and Ms. Warner voted in favor. Mr. Goodkind, Dr. Manohar, Ms. McGirr, Dr. O'Neill and Dr. Russell were opposed. Dr. Olsen abstained.

A hearing panel was assigned in this case. The Board Liaison will coordinate the scheduling of hearing dates with the panel members.

F. Charles Neiditz, MD - Petition No. 991013-001-188

Ellen Shanley, Staff Attorney, Department of Public Health, presented a Second Modification of Consent Order in the matter of Charles Neiditz, MD. Respondent was neither present nor represented. Dr. Russell made a motion, seconded by Dr. Terranova, to approve the Second Modification of Consent Order. The motion passed with all in favor except Ms. Warner who recused herself from this matter. Dr. O'Neill signed the Order.

VI. TIME EXTENSIONS

Ms. McGirr made a motion seconded by Ms. Warner, to approve a 120 day extension in the following cases:

Jeremy August, MD	Jae Kim , MD
Laksmhi Basu, MD	Frank Longo, MD
John Christoforo, MD	Tadeusz Skowron, MD
Jonathan Goldweitz, MD	

The motion passed unanimously.

VII. SCHEDULING

A hearing panel was assigned in the following case. The Board Liaison will coordinate the scheduling of hearing dates with the panel members:

Robert Thorsen - Petition No. 970520-001-109

ADJOURNMENT

It was the unanimous decision of the Board to adjourn this meeting at 5:05 p.m.

Respectfully submitted,

Dennis G. O'Neill, MD, Chairman

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
March 21, 2000**

The Connecticut Medical Examining Board held a meeting on Tuesday, March 21, 2000 at the Department of Public Health, 410 Capitol Avenue, Conference Room I, Second Floor, Hartford, Connecticut.

BOARD MEMBERS PRESENT: Dennis G. O'Neill, MD, Chairman
Howard Goodkind *via speaker phone 1:40 PM - 4:10 PM*
Velandy Manohar, MD
Roberto Medina, MD
Mary P. Olsen, MD
Pamela A. Nole
Mary L. Warner, PA-C

BOARD MEMBERS ABSENT: Harriet A. Fellows, DO
Sarah E. McGirr
John Russell, MD
George Terranova, MD
Michael R. Tesoro, MD

The meeting was called to order at 1:40 PM by Dr. O'Neill.

C. CHAIR UPDATES

Dr. O'Neill reviewed the correspondence he received with the Board regarding the activity of the Department of Public Health cases settled and new cases received. Dr. O'Neill requested from Kathy Boulware a report of the net activity for this Board.

Dr. O'Neill also reviewed the correspondence received from the Federation of State Medical Boards which he disseminated among the Board Members. He also reminded the Board Members that the Federation's Annual Meeting will be April 13th through the 15th in Dallas, Texas and that the Federation will reimburse all expenses for one Board Member to attend. Donna Brewer will be attending the meeting on behalf of the Board and the Department and will try to arrange to bring back tapes of the sessions she attends. If the Board Members have any specific requests, they should let her office know as soon as possible.

CI. OLD BUSINESS

A. DPH UPDATES

Donna Brewer, Director, Public Health Hearing Office, updated the Board on the meeting with Dr. Garcia, Dr. O'Neill, and Warren Wollschlager regarding matters discussed by Dr. Garcia when he addressed the Board. Dr. Garcia indicated that he believes he may be able to identify additional consultants. Attorney Brewer also discussed with the Board concerns about the number of continuances it has experienced.

B. CONNECTICUT MEDICAL SOCIETY UPDATES

Neil Grey, M.D. spoke to the Board regarding the summary suspension process and confidentiality issues. He discussed the recovery components, the violation of the components, and how violations are determined and handled. Michelle Norbeck stated that each case is handled on an individual basis. Dr. Grey also discussed the investigation process, dismissals after investigation, and the monitoring process after the individual has returned to work.

C. PHYSICIAN PROFILING UPDATE

Jennifer Filippone, Health Program Supervisor, Department of Public Health, updated the Board on the physician profiling project. Over 9,000 responses have been received, and 250 data entries have been entered into the system. The Department is in the process of seeking additional staff for the completion of this project.

D. LEGISLATIVE UPDATE

Jennifer Filippone also updated the Board on the most recent activity on the following two bills: Senate Bill 172: An Act Concerning the Composition of Medical Hearing Panels and House Bill 5790: An Act Concerning Direct Access to Physical Therapy. Ms. Filippone will continue to track these bills for the Board.

CII. MINUTES

The draft minutes of the February 15, 2000 meeting were reviewed by the Board. Dr. Manohar moved and Dr. Olsen seconded that these minutes be approved as written. The motion passed with all in favor except Pamela Nole who abstained.

CIII. NEW BUSINESS

A. ENDORSEMENT APPLICATION - SHAMSAH SONAWALLA, MD

Tresti Quiller, Licensing Examinations Assistant, Department of Public Health, presented the Board with the endorsement application for Dr. Sonawalla. The Board reviewed the application and Pamela Nole moved and Dr. Manohar seconded that this application be approved. The motion passed with all in favor.

B. MODIFICATION OF CONSENT ORDER - CHARLES BEAUMONT, MD

Legal Office Attorney Joelle Newton, Attorney John McDonald and Dr. Beaumont were present for this discussion. Assistant Attorney General Paul Lahey provided counsel to the Board. The Board received the following documents presented to them regarding Dr. Beaumont:

- a. Petitioner's Response to DPH Objection Dated March 8, 2000
- b. Filing of Additional Documents in Support of Consent Order
- c. Supplement to Petition for Modification or Reversal of Consent Order
- d. Motion for Continuance
- e. Letters of Support of Dr. Beaumont

It was the unanimous decision of the Board that these documents be withdrawn and this issue will be tabled to the April 18th meeting at which time the Department and the Respondent will be allotted fifteen minutes to present reasons why the Board should reverse this Consent Order.

C. MODIFICATION OF CONSENT ORDER - PAUL GERITY, MD

Legal Office Attorney Joelle Newton, Attorney Donald Gaudreau and Dr. Gerity were present for this discussion. Assistant Attorney General Paul Lahey provided counsel to the Board. The Board reviewed the documentation presented. Dr. Manohar moved and Dr. Olsen seconded that the Consent Order be modified relieving Dr. Gerity of the obligation of Paragraphs 4 and 5 effective March 21, 2000. The motion passed with all in favor with the exception of Howard Goodkind and Mary Warner who were opposed.

D. ORAL ARGUMENT & PROPOSED MEMORANDUM OF DECISION-VINCENT MCCLAIN, MD

Legal Office Attorney David Tilles was present for the Department and read aloud to the Board the letter of Attorney Michael Neubert of March 15th advising the Board that he no longer represented Dr. McClain, that Dr. McClain is out of state and will not be able to attend the meeting of March 21st. Attorney Neubert suggested that the Board postpone the oral argument in order to allow Dr. McClain to appeal or to arrange to obtain another attorney. Assistant Attorney General Paul Lahey provided counsel to the Board. It is believed that Dr. McClain is in a rehabilitation facility in Atlanta, Georgia. Pamela Nole moved and Mary Warner seconded that the Motion to Continue Oral Argument on the Proposed Memorandum of Decision be continued to the April 18th meeting. The motion passed with all in favor.

E. MOTION FOR SUMMARY SUSPENSION - VINCENT MCCLAIN, MD

Legal Office Attorney David Tilles presented the Board with a Motion for Summary Suspension for Dr. McClain. Assistant Attorney General Paul Lahey provided counsel to the Board. Mary Warner moved and Dr. Manohar seconded that the Motion for Summary Suspension be granted. The motion passed with all in favor and the hearing is scheduled for April 4, 2000 at 9:30 AM. Dr. O'Neill signed the Order.

CIV. LEGAL OFFICE BUSINESS

A. CONSENT ORDER - ALAN GAYNOR, MD

Legal Office Attorney Joelle Newton presented the Board with a Consent Order for Dr. Gaynor. Pamela Nole moved and Dr. Manohar seconded to accept this Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

B. CONSENT ORDER - RANDOLPH RAMIREZ, MD

Legal Office Attorney Leslie Scoville presented the Board with a Consent Order for Dr. Ramirez. Assistant Attorney General Paul Lahey provided counsel to the Board. The Board had concerns that after the three-year probationary period Dr. Ramirez will be allowed to examine female patients without a chaperone in the room. Pamela Nole moved and Dr. Manohar seconded to approve the Consent Order contingent upon Dr. Ramirez agreeing to a permanent restriction on his license that there will always be a chaperone in the room during the examination of female patients. The motion passed unanimously. It was the unanimous decision of the Board that once the revision has been made, and approved and signed by Dr. Ramirez, the Consent Order will be brought to Dr. O'Neill for signature.

CONSENT ORDER - S. DAVID KOGUT, MD

Legal Office Attorney Leslie Scoville presented the Board with a Consent Order for Dr. Kogut. Assistant Attorney General William Brown provided counsel to the Board. Attorney Louis Todisco was present for Dr. Kogut who was not in attendance. Dr. Manohar moved and Dr. Medina seconded that the Consent Order be accepted. The motion passed with all in favor. Dr. O'Neill signed the Order.

C. TIME EXTENSIONS

Dr. Manohar moved and Dr. Medina seconded to approve a 120-day extension in the following cases:

Tom Bell, MD

Alan Cohen, MD

Richard Fischer, MD

Vincent McClain, MD

David Oakley, MD

Jan Silberstein, MD

The motion passed unanimously.

ADJOURNMENT

It was the unanimous decision of the Board to adjourn this meeting at 4:10 PM.

Respectfully submitted,

Dennis G. O'Neill, MD, Chairman

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
April 18, 2000**

The Connecticut Medical Examining Board held a meeting on Tuesday, April 18, 2000 at the Department of Public Health, 410 Capitol Avenue, Conference Room I, Second Floor, Hartford, Connecticut.

BOARD MEMBERS PRESENT: Dennis G. O'Neill, MD, Chairman
Harriet A. Fellows, DO
Howard Goodkind
Sarah E. McGirr
Pamela A. Nole
George Terranova, MD
Michael R. Tesoro, MD
Mary L. Warner, PA-C

BOARD MEMBERS ABSENT: Mary P. Olsen, MD
Velandy Manohar, MD
Roberto Medina, MD
John Russell, MD

The meeting was called to order at 1:35 PM by Dr. O'Neill.

I. MINUTES

The draft minutes of the March 21, 2000 meeting were reviewed. Ms. Nole made a motion, seconded by Ms. Warner to approve the minutes. The motion passed with all in favor except Ms. McGirr, Dr. Fellows and Dr. Tesoro who abstained.

II. OLD BUSINESS

A. DPH UPDATES

Jennifer Filippone, Health Program Supervisor, reported to the Board that the Federation of State Medical Boards has concluded that there is now sufficient evidence in support of the argument that the COMLEX-USA is valid for the purpose of licensing osteopathic physicians. They have not yet issued a final report on this matter.

B. CONNECTICUT MEDICAL SOCIETY UPDATES

Michelle Norbeck indicated to the Board the need for volunteer consultants. Ms. Norbeck stated that many of the three hundred volunteers from the past are not volunteering again due to liability issues and the fact that they are not paid by the Department. Recently only thirty-five responses were received from letters sent out. Thank you letters were sent in April from Commissioner Garcia thanking volunteers for their time. Dr. Terranova suggested medical staff meetings may be a place to recruit new consultants.

C. PHYSICIAN PROFILING UPDATE

Debra Tomassone, Public Health Services Manager, Department of Public Health, updated the Board on the physician profiling project. Over 11,000 responses have been received, and 1,500 data entries have been entered into the system. Ms. Tomassone indicated that the survey is a mandate and approximately 2,000 physicians have not responded. After several attempts have been made to obtain surveys, physicians who have not returned the survey will be turned over to the investigations unit. Ms. Tomassone stated the Profile will be available to physicians in May of 2000 and to the public by mid-summer.

D. LEGISLATIVE UPDATE

Jennifer Filippone updated the Board on the status of Senate Bill 172 and House Bill 5790. Senate Bill 172 concerning the composition of medical hearing panels is still moving through the process. Recent amendments to the bill include an increase in membership on the panels from a total of 16 members to 18 and provides physician assistants with the ability to prescribe and administer drugs in all settings, including schedules II, III IV and V controlled substances . The amendments also remove the requirement that the supervising physician co-sign a PA's order when prescribing a controlled substance in schedules II or III. House Bill 5790 concerning direct access to physical therapy is dead.

E. CONSENT ORDER - RANDOLPH RAMIREZ, M.D.

Legal Office Attorney Leslie Scoville presented the Board with the revised Consent Order for Dr. Ramirez. Mary Warner made a motion, seconded by Dr. Tesoro, to sign Consent Order. The Legal Office will correct an error on page 5, paragraph c to from 8a to 9a. The motion passed unanimously. Dr. O'Neill signed the Order.

F. MODIFICATION OF CONSENT ORDER - PAUL GERITY, M.D.

Legal Office Attorney Joelle Newton presented the Board with the modified Consent Order for Dr. Gerity. Pamela Nole made a motion, seconded by Dr. Fellows, to sign the Consent Order which was modified to relieve Dr. Gerity of the obligation of Paragraphs 4 and 5, effective March 21, 2000. The motion passed unanimously.

III. NEW BUSINESS

A. ORAL ARGUMENT FOR MODIFICATION OR REVERSAL OF CONSENT ORDER - CHARLES BEAUMONT, MD

Legal Office Attorney Joelle Newton, appeared on behalf of the Department in opposition to the Motion. Attorney James Kiernan and Dr. Beaumont appeared on behalf of Dr. Beaumont. A motion was made by Ms. McGirr and seconded by Dr. Fellows to deny the Motion to Strike Respondent's Amended Petition Re: Modification or Reversal of Consent Order. The motion passed unanimously with all in favor except Ms. Nole and Ms. Warner who were recused. Discussion then took place regarding the Modification or Reversal of Consent Order. Dr. Terranova made a motion to Reverse Consent Order, seconded by Dr. Tesoro. The motion passed with the exception of Howard Goodkind who was opposed and Ms. Nole and Ms. Warner who were recused.

IV. LEGAL OFFICE BUSINESS

None.

TIME EXTENSIONS

None.

ADDITIONAL AGENDA ITEMS

A. REINSTATEMENT - PETER FEIG, M.D.

Tresti Quiller, Licensing Examinations Assistant, Department of Public Health, presented the reinstatement request to the Board. Dr. O'Neill indicated that Dr. Feig has not done clinical medicine in more than two years. Ms. McGirr made a motion, seconded by Dr. Terranova not to reinstate Dr. Feig's license but to require him to take and pass the SPEX Exam prior to reapplication. The motion passed unanimously.

B. MOTION FOR ENFORCEMENT OF SUMMARY SUSPENSION ORDER - PAUL FLEISHER, M.D.

Legal Office Attorney David Tilles presented the Board with a Motion for Enforcement of Summary Suspension Order. Dr. Terranova made a motion, seconded by Ms. Warner to grant the Motion. The motion passed unanimously. Dr. O'Neill signed the Motion.

CV. CONSENT ORDER - LAURENCE LEDERMAN, M.D.

Legal Office Attorney Leslie Scoville presented the Board with a Consent Order. Ms. McGirr made a motion, seconded by Dr. Terranova, to sign Consent Order. The motion passed unanimously. Dr. O'Neill signed the Consent Order.

ADJOURNMENT

It was the unanimous decision of the Board to adjourn this meeting at 3:45 PM.

Respectfully submitted,

Dennis G. O'Neill, MD, Chairman

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
May 16, 2000**

The Connecticut Medical Examining Board held a meeting on Tuesday, May 16, 2000 at the Department of Public Health, 410 Capitol Avenue, Conference Room I, Second Floor, Hartford, Connecticut.

BOARD MEMBERS PRESENT: Dennis G. O'Neill, MD, Chairman
Sarah E. McGirr
Mary P. Olsen, MD
John Russell, MD
Michael R. Tesoro, MD
Mary L. Warner, PA-C

BOARD MEMBERS ABSENT: Harriet A. Fellows, DO
Howard Goodkind
Velandy Manohar, MD
Roberto Medina, MD
Pamela A. Nole
George Terranova, MD

The meeting was called to order at 1:32 PM by Dr. O'Neill.

Due to lack of a quorum, issues requiring subsequent vote were recorded by a court reporter. Transcripts will be distributed with next month's agenda packet.

I. MINUTES

The draft minutes of the April 18, 2000 meeting were reviewed and edited. Due to lack of a quorum, voting will take place at the next meeting.

II. INFORMATIONAL UPDATES

A. FEDERATION OF STATE MEDICAL BOARDS ANNUAL MEETING

Donna Brewer attended the Federation of State Medical Boards (FSMB) Annual Meeting in Dallas, Texas April 13th through the 15th.

The following topics were discussed:

1. How Boards function in relation to federal legislative bodies. Generally speaking, the FSMB supports professional model solutions, rather than solutions that are simply driven by the market. Medical Boards can protect the professional model by preemptively addressing problems posed by, e.g., managed care and telemedicine.
2. The Institute of Medicine's report that was recently published concerning medical errors: hospitals want reports to licensing authorities to be confidential, yet Boards/Departments need

the ability to determine whether mistakes were process-derived or due to clinical incompetence/negligence.

3. There was a presentation by the California Board describing how they developed a higher profile within the state, utilizing the following strategy:
 - Speeches: making speeches to professional organizations, residency classes, insurance carriers, medical society, etc.
 - Media: began working with the media so that they would know what the Board does, and how they could help the media; they developed one contact person to discuss licensure matters and standard of care issues.
 - Publications: they developed brochures that explained care issues for consumers, e.g., blood pressure, prostate cancer, breast care treatment, etc.
 - Forums: participate in public forums regarding quality of health care issues.
 - Conducted a study re outpatient surgery and promulgated legislation, developed policy statements on utilization review, internet prescribing and other ethical issues.
 - Net effect was to develop a proactive role and build relationships with the Legislature, trade associations, medical schools, other Boards, and the public; and, to reach a point in which legislators and others turn to the Board for its expertise before taking action.
4. Varieties of Sexual Offenders and Recidivism Rates
5. Complimentary and Integrative Medicine
6. PLAS – Post Licensure Assessment System – a comprehensive assessment service opened in Denver 4/1/2000, personalized, multi-model assessment.

Consists of two parts:

SPEX: Special Purpose Exam – since 1986
Assesses current knowledge; used for licensure by endorsement
Assessment Center Program: diagnostic battery of standardized tests
Recommendations for remediation

7. Physician Profiling

B. AMERICAN MEDICAL NEWS ARTICLE “LICENSING OFFICIALS LAUNCH CLINICAL ASSESSMENT CENTER”

The Board reviewed this American Medical news article. The Federation of State Medical Boards and the National Board of Medical Examiners opened the Institute for Physician Evaluation on April 1st near Denver. The center is the first in a national network of assessment programs the groups hope to open over the next five years. Three to four additional centers are planned as board referrals increase, with North Carolina and Southern California most likely the next sites. This program should give some momentum to Boards’ goal of better identifying and addressing subpar practice, typically the toughest and most expensive cases they face. It also should bolster currently underutilized assessment programs. Dr. O’Neill asked that everyone read this article as he feels this is an important program which we may utilize in the future in our disciplinary program.

C. HARTFORD COURANT ARTICLES REGARDING "TROUBLED PHYSICIANS"

The Board discussed the recent articles published in the Hartford Courant regarding "Troubled Physicians" along with Dr. Manohar's written comments. Although the news feature focused primarily on national statistics and physicians who had been disciplined in other states, the publishing of the last decade's disciplinary actions in Connecticut drew comments and complaints from various individuals and sectors of the health care professions. In particular, there were three or four practitioners who were erroneously included in the list with incorrect information. Stanley Peck will review the data and update the Board at its next meeting.

D. NEW YORK TIMES ARTICLE "DISPUTE FLARES IN FLORIDA OVER LICENSING OF CUBAN DOCTORS"

The Board discussed the New York Times article "Dispute Flares in Florida Over Licensing of Cuban Doctors". Although not currently an issue in Connecticut, Donna Brewer stated that physician licensure was clearly defined by statute and any proposed changes would first need to be addressed in the legislative arena.

E. REQUEST FOR MODIFICATION OF CONSENT ORDER
CHARLES BEAUMONT, MD, PETITION NOS. 9770512-001-102; 960910-001-166

Oral Argument was provided by Legal Office Attorney Joelle Newton and Attorney James Kernan, attorney for Dr. Beaumont. Dr. Russell was excused from the meeting during this proceeding. Dr. O'Neill signed the "Order" which was voted upon at the last meeting which vacates the Consent Order issued on August 17, 1999. Due to lack of a quorum, the argument was recorded, and the Board will revisit the Department's Motion to Reconsider and Motion to Stay, and Respondent's Objection to the Motion to Reconsider and Motion to Stay at the next meeting.

F. PHYSICIAN PROFILING UPDATE

Jennifer Filippone, Health Program Supervisor, Department of Public Health, updated the Board on the physician profiling project. Approximately 1,000 responses still have not been received.

G. ACKNOWLEDGEMENT OF RECEIPT OF DEPARTMENT OF PUBLIC HEALTH'S
EXCEPTIONS TO PROPOSED MEMORANDUM OF DECISION - VINCENT MCCLAIN
MD, PETITION NO. 950607-00001-112

Dr. O'Neill apprised the Board that everything regarding the two open cases against Vincent McClain, MD, will be held in abeyance until the October 18, 2000 meeting.

H. REQUEST TO REVERSE OR MODIFY CONSENT ORDER - ANDREW ORDON, MD,
PETITION NO. 971126-001-213

Due to a scheduling conflict this case will be placed on the June 21st agenda.

III. LEGAL OFFICE BUSINESS

A. MOTION TO WITHDRAW STATEMENT OF CHARGES

PAUL FLEISHER, MD, PETITION NO. 991229-001-240

The Board reviewed the Voluntary Surrender of License Affidavit and Agreement Not To Renew Or Reinstate for Dr. Fleisher. Due to lack of a quorum this will be voted upon at the next meeting.

FRANK LONGO, MD, PETITION NO. 971205-001-237

The Board reviewed the Motion to Withdraw Statement of Charges for Dr. Longo. The Department states that grounds for this Motion are that it has been determined that, as a matter of law, the standard of care for internists in the 1990's did not require PSA testing for men over 50 years of age. Due to lack of a quorum this will be voted upon at the next meeting.

IV. NEW BUSINESS

FEDERATION VISIT

The Federation of State Medical Boards requested and the Board agreed that they will make their three-year visit to this Board on August 15, 2000.

V. ADJOURNMENT

It was the unanimous decision of the Board that this meeting be adjourned at 3:25 AM.

Respectfully submitted,

Dennis G. O'Neill, MD, Chairman

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
June 20, 2000**

The Connecticut Medical Examining Board held a meeting on Tuesday, June 20, 2000 at the Department of Public Health, 410 Capitol Avenue, Conference Room I, Second Floor, Hartford, Connecticut.

BOARD MEMBERS PRESENT: Dennis G. O'Neill, MD, Chairman
Harriet A. Fellows, DO
Howard Goodkind
Velandy Manohar, MD
Sarah E. McGirr
Roberto Medina, MD
Mary P. Olsen, MD
John Russell, MD
Michael R. Tesoro, MD

BOARD MEMBERS ABSENT: Pamela A. Nole
George Terranova, MD
Mary L. Warner, PA-C

The meeting was called to order at 1:34 PM by Dr. O'Neill.

Dr. Olsen and Dr. Manohar arrived at 1:40 p.m.

I. CHAIR UPDATES

- A. Dr. O'Neill discussed correspondence he received from the Federation of State Medical Boards.
1. Highlights from the April 12 and 16, 2000 Board of Directors meeting.
 2. A request for topics for the Federations 2001 Annual meeting in Atlanta, Georgia
 3. Announcement of 2000 Regional Workshop Series. This year's workshop will focus on Medical Boards and Deceptive Health Care Practices. Board members are urged to attend.

The above correspondence is available through the Board Liaison.

II. NEW BUSINESS

New York Times Article - "New H.M.O. Fight: Medical Discipline"

The Board discussed the article and the need for licensure of H.M.O. Medical Directors.

III. MINUTES

The draft minutes of the April 18, 2000 meeting were reviewed. Dr. Tesoro made a motion, seconded by Mr. Goodkind to approve the minutes. The motion passed with all in favor except Dr. Medina, Dr. Manohar and Dr. Russell who abstained.

The draft minutes of the May 16, 2000 meeting were reviewed and edited. Ms. McGirr made a motion, seconded by Mr. Dr. Tesoro to approve the minutes as edited. The motion passed with all in favor except Mr. Goodkind, Dr. Fellows, Dr. Medina, and Dr. Manohar who abstained.

IV. OLD BUSINESS

A. Information Update by the Department of Public Health

Donna Brewer, Director, Public Health Hearing Office, reported that the Department of Public Health is conducting a research project regarding Managed Care Organizations and their criteria for excluding and terminating providers. In particular, the Department is attempting to determine whether discipline of a license is a criterion for exclusion/termination. The Department is reviewing records obtained from the Office of Health Care Access and the State Of Connecticut Insurance Department for approximately 20 MCO's in the State of Connecticut. An update on this research will be provided at the September 19, 2000 meeting.

Donna Brewer reported that information in the recent Hartford Courant article pertaining to disciplined physicians erroneously identified Jeffrey Barkin, MD as having been disciplined for substance abuse. The case description should have been "drug related only". This information will be corrected on the disciplinary databases and with the Hartford Courant.

Stanley K. Peck, Director, Legal Office, Department of Public Health reported that two physicians, Steven Stein, MD and Suri Kartikeyanwere, MD, who were incorrectly identified as having been disciplined have had their names removed from the web site identifying disciplined physicians.

Donna Brewer reported that Joxel Garcia, MD, Commissioner, Department of Public Health has submitted names to the office of Governor John Rowland for consideration for the Board position requiring a faculty member of the University of Connecticut School of Medicine. The filling of other vacancies is also being pursued by the Governor's Office.

B. Information Update by the Connecticut State Medical Society

Michelle Norbeck reported that Dr. O'Neill has submitted an article for the next issue of Physician Health Matters.

C. Physician Profiling Update

Stephen Carragher, Department of Public Health, updated the Board on the physician-profiling project. 878 physicians have not responded. On June 21, 2000, a final notice will be sent to these physicians informing them that they have 20 days to respond or they may be subject to disciplinary action for failure to comply.

Kathy Boulware, RN, Supervising Nurse Consultant and Stanley Peck stated that the Department of Public Health will pursue disciplinary action against physicians who fail to comply with the profiling requirement. The type of sanctions the Department will recommend to the Board in these cases will be determined on a case-by-case basis.

Michelle Norbeck offered the assistance of the Connecticut State Medical Society and will publish a notice in the next issue of Connecticut Medicine reminding physicians of the profiling requirement. Dr. Tesoro suggested that the county medical associations also publish notices.

D. Legislative Update

Jennifer Filippone, Health Program Supervisor, reported that legislation adding physician assistants to hearing panels has passed and will become effective October 1, 2000.

E. Charles Beaumont, MD, Petition Nos. 9770512-001-102; 960910-001-166

The Board reviewed the Department of Public Health's Motion to Reconsider and Motion to Stay the Board's Order, which rescinded a Consent Order dated August 17, 1999. Assistant Attorney General Paul Lahey was present to provide counsel to the Board. Mr. Lahey advised the Board on the options the Board could take in this matter.

Ms. McGirr made a motion, seconded by Dr. Fellows, to deny the Department of Public Health Motion to Reconsider. The motion to deny passed with Dr. Fellows, Ms. McGirr, Dr. O'Neill, Dr. Olsen, Dr. Russell and Dr. Tesoro voting in favor. Mr. Goodkind and Dr. Manohar were opposed and Dr. Medina abstained.

Ms. McGirr made a motion, seconded by Dr. Fellows, to deny the Department of Public Health Motion to Stay. The motion to deny passed with Dr. Fellows, Ms. McGirr, Dr. O'Neill, Dr. Olsen, Dr. Russell and Dr. Tesoro voting in favor. Mr. Goodkind and Dr. Manohar were opposed and Dr. Medina abstained.

V. NEW BUSINESS

Request to Reverse or Modify Consent Order - Andrew Ordon, MD, Petition No. 971126-001-213

Assistant Attorney General Thomas Ring was present to provide counsel to the Board. Dr. Ordon was present with Attorney Karen Karpie. Staff attorney Joelle Newton was present on behalf of the Department of Public Health. The Board heard oral argument on respondent's Request to Reverse or Modify Consent Order.

Following oral argument, Ms. McGirr made a motion, seconded by Dr. Manohar, to enter into Executive Session to confer with the Assistant Attorney General. The motion passed unanimously. The Board went into Executive Session at 2:59 p.m.

The public portion of the meeting resumed at 3:09 p.m.

Ms. McGirr made a motion, seconded by Dr. Manohar, to deny respondent's Request to Reverse or Modify Consent Order. The motion passed unanimously.

VI. LEGAL OFFICE BUSINESS

A. Motion to Withdraw Statement of Charges Based on Voluntary Surrender of License
Paul Fleisher, MD, Petition No. 991229-001-240

Ms. McGirr made a motion, seconded by Dr. Manohar, to grant the Department of Public Health's Motion to Withdraw Statement of Charges based on Dr. Fleisher's voluntary surrender of his license. The motion passed unanimously.

B. Motion to Withdraw Statement of Charges - Frank Longo, MD, Petition No. 971205-001-237

Dr. Manohar made a motion, seconded by Dr. Russell, to grant the Department of Public Health's Motion to Withdraw Statement of Charges in this matter. The motion passed unanimously.

C. Motion to Withdraw Statement of Charges Based on Voluntary Surrender of License Michael Lambe, MD, Petition No. 991019-001-190

Dr. Manohar made a motion, seconded by Dr. Russell, to grant the Department of Public Health's Motion to Withdraw Statement of Charges based on Dr. Lambe's voluntary surrender of his license. The motion passed unanimously.

D. Consent Order - Sabir Moghuil, MD, Petition No. 990804-001-151

Stanley Peck, Director, Legal Office, Department of Public Health, presented a Consent Order in the matter of Sabir Moghuil, MD. Respondent was neither present nor represented. Dr. Fellows made a motion, seconded by Mr. Goodkind, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

E. Motion for Summary Suspension – Michael Kalisman, MD, Petition No. 991207-001-190

Staff Attorney David Tilles presented the Board with the Department of Public Health's Motion for Summary Suspension in the matter of Michael Kalisman. Respondent was neither present nor represented. Assistant Attorney General Paul Lahey who was present to provide counsel to the Board indicated that based on review of the documents in the Summary Suspension packet, his advice would be for the Board to deny the Motion for Summary Suspension, without prejudice. Ms. McGirr made a motion, seconded by Dr. Fellows, to table this matter to the July 18, 2000 Board meeting. The motion passed unanimously.

VII. ADDITIONAL AGENDA ITEMS

A. Consent Order - Joseph Buchman, MD, Petition No. 980115-001-013

Staff Attorney David Tilles, presented a Consent Order in the matter of Joseph Buchman, MD. Respondent was neither present nor represented. Ms. McGirr made a motion, seconded by Dr. Manohar, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

B. Cease and Desist Consent Order - Hilda Gharekhanian, Petition No. 990908-000-059

Staff Attorney David Tilles, presented a Cease and Desist Consent Order in the matter of Hilda Gharekhanian. Respondent was neither present nor represented. Dr. Russell made a motion, seconded by Dr. Fellows, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

C. Reinstatement Application - Carol Honeychurch, MD

Tresti Quiller, Licensing Examinations Assistant, Department of Public Health, presented a reinstatement application of Carol Honeychurch, MD. Ms. McGirr made a motion seconded by Dr. Manohar that Dr. Honeychurch pass the SPEX examination prior to reinstatement of her license. The motion passed unanimously.

VIII. TIME EXTENSIONS

Ms. McGirr moved and Dr. Fellows seconded to approve a 120-day extension in the following cases:

Harry Brown, MD

Mark Blumenfeld, MD

John Doe, MD

William DeFederico, MD

Judianne Densen-Gerber, MD

Phillip Raiford, MD

Bernard Raxlen, MD

Robert Thorsen, MD

The motion passed unanimously.

IX. SCHEDULING

The Board Liaison will coordinate the scheduling of hearing dates with panel members in the following cases:

- A. Francisco Carbone, MD, - Petition No. 980203-001-005. Dr. Medina will chair the hearing panel in this matter.
- B. Philip Shelton, MD - Petition No. 990526-001-114. Dr. Russell will chair the hearing panel in this matter.
- C. Charles Beaumont, MD, Petition Nos. 9770512-001-102; 960910-001-166. Stanley Peck, Director, Legal Office stated the Department of Public Health will pursue the Statement of Charges which had previously been filed in this matter. Dr. O'Neill will chair the hearing panel.

ADJOURNMENT

It was the unanimous decision of the Board to adjourn this meeting at 4:11 p.m.

Respectfully submitted,

Dennis G. O'Neill, MD, Chairman

CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
July 18, 2000

The Connecticut Medical Examining Board held a meeting on Tuesday, July 18, 2000 at the Department of Public Health, 410 Capitol Avenue, Conference Room I, Second Floor, Hartford, Connecticut.

BOARD MEMBERS PRESENT: Dennis G. O'Neill, MD, Chairman
Harriet A. Fellows, DO
Howard Goodkind
Velandy Manohar, MD
Sarah E. McGirr
Pamela A. Nole
John Russell, MD
George Terranova, MD
Michael R. Tesoro, MD
Mary L. Warner, PA-C

BOARD MEMBERS ABSENT: Roberto Medina, MD
Mary P. Olsen, MD

The meeting was called to order at 1:32 PM by Dr. O'Neill.

Dr. Manohar arrived at 2:30 p.m.

I. MINUTES

The draft minutes of the June 20, 2000 meeting were reviewed. Mr. Goodkind made a motion, seconded by Dr. Tesoro to approve the minutes as written. The motion passed with all in favor except Ms. Nole and Ms. Warner who abstained.

II. OLD BUSINESS

A. Information Update by the Department of Public Health

Donna Brewer, Director, Public Health Hearing Office, reported that the Hartford Courant has been contacted with regard to information which erroneously identified Jeffrey Barkin, MD as having been disciplined for substance abuse. The Courant has been asked to correct this information on their web site. The Department is waiting to hear back from the Courant as to whether the correction has been made.

B. Information Update by the Connecticut State Medical Society

Neil Grey, MD reported that the Medical Society will be conducting a program on November 1, 2000, titled "Enhancing the Physician-Patient Relationship through Intelligent Prescribing." Program and registration information will be mailed to Board members.

Michelle Norbeck reported with regard to the search for consultants for the Department of Public Health that few replies have been received from interested physicians. Of those who have replied, their names have been referred to the Department. It appears that lack of compensation and liability issues are factors in the low number of replies. Kathleen Boulware, RN, Department of Public Health reported that with the referrals from the Medical Society, the number of cases needing consultants has not decreased.

C. Physician Profiling Update

Stephen Carragher, Department of Public Health, reported that final notices were sent to approximately 800 physicians informing them that they may be subject to disciplinary action for failure to comply with the physician profile requirement. 388 physicians have not responded to the final notice. Mr. Carragher also reported that on June 16, 2000, approximately 1500 profiles were sent back to responding physicians to review the data they submitted. It's anticipated that the profiles will begin to be published at the end of August 2000.

D. Motion for Summary Suspension – Michael Kalisman, MD, Petition No. 991207-001-190

Staff Attorney David Tilles was present on behalf of the Department of Public Health. The Board reviewed the Department's Motion for Summary Suspension and the Department's Memorandum of Law in Support of the Motion for Summary Suspension in the matter of Michael Kalisman, MD. Respondent was neither present nor represented. Assistant Attorney General Maite Barainca who was present to provide counsel to the Board stated that the advice of the Office of the Attorney General would be for the Board to deny the Motion for Summary Suspension.

Ms. McGirr made a motion, seconded by Dr. Fellows, to deny the Department's Motion for Summary Suspension of Dr. Kalisman's license. The motion passed unanimously.

Being that a Statement of Charges has been filed, a hearing will be scheduled in this matter on a date to be determined.

III. LEGAL OFFICE BUSINESS

Motion for Summary Suspension – Brian Sandridge, MD, Petition No. 2000-0608-001-099

Staff Attorney Leslie Scoville presented the Board with the Department of Public Health's Motion for Summary Suspension in the matter of Brian Sandridge, MD. Respondent was neither present nor represented. Assistant Attorney General Maite Barainca was present to provide counsel to the Board.

Ms. McGirr made a motion, seconded by Mr. Goodkind, to grant the Summary Suspension of Dr. Sandridge's license. The motion passed unanimously. Dr. O'Neill signed the Summary Suspension Order and Notice of Hearing. A hearing is scheduled for August 2, 2000.

IV. NEW BUSINESS

Dr. Manohar arrived during this portion of the meeting.

Oral Argument on Proposed Memorandum of Decision - David Oakley, MD

Assistant Attorney General Eileen Meskill provided counsel to the Board. Staff Attorney Roberta Swafford was present for the Department of Public Health. Attorney Wayne Tillinghast was present representing David Oakley, MD. Dr. Oakley was not present. The Board heard oral argument from Attorneys Swafford and Tillinghast with regard to the proposed Memorandum of Decision in petition No. 970414-001-086.

Following oral argument Dr. Terranova made a motion to modify the proposed Decision by removing the Order for probation with conditions and substituting an Order for reprimand. The motion failed in that all voted against the motion except Dr. Terranova and Dr. Fellows.

Mr. Goodkind made a motion, seconded by Ms. Warner, to approve the Memorandum of Decision as written, except for changing the word "quarterly" to the word "monthly" in paragraph "d" on page nine. The motion passed with all in favor except Dr. Terranova and Dr. Fellows who were opposed. Dr. O'Neill signed the Order.

V. LEGAL OFFICE BUSINESS

A. Consent Order - Jonathan Greenfield, MD, Petition No. 2000-0119-001-017

Staff Attorney Diane Wilan, presented a Consent Order in the matter of Jonathan Greenfield, MD. Attorney Trudie R. Hamilton was present with Dr. Greenfield. Ms. Nole made a motion, seconded by Dr. Terranova, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

B. Reinstatement Consent Order - Donald Edwardson, MD, Petition No. 2000-0404-001-062

Staff Attorney Leslie Scoville, presented a Reinstatement Consent Order in the matter of Donald Edwardson, MD. Dr. Edwardson who was not present, voluntarily surrendered his license on February 2, 1998. Ms. McGirr made a motion, seconded by Dr. Terranova, to approve the Reinstatement Consent Order with direction to the Department that Dr. Edwardson must successfully complete the SPEX examination as part of the reinstatement process. The motion passed unanimously. Dr. O'Neill signed the Order.

VI. ADDITIONAL AGENDA ITEMS

A. Online - Medical Questionnaire

The Board reviewed a request from the U. S. Food and Drug Administration to answer a question as to whether Connecticut recognizes the "online medical questionnaire" alone as adequate basis for a doctor-patient relationship for the purposes of issuance of prescription drugs.

The Board's response will be that a determination of the sufficiency of doctor-patient relationships is made on a case by case basis in the context of contested cases, or in the context of a declaratory ruling.

VII. TIME EXTENSIONS

Ms. McGirr moved and Dr. Manohar seconded to approve a 120-day extension in the following cases:

Jeremy August, MD	Vincent McClain, MD
Lakshmi Basu, MD	Jan Silberstein, MD
John Christoforo, MD	Tadeusz Skowron, MD
Jonathan Goldweitz, MD	Venkatach Sreenivas, MD
Jae Jin Kim, MD	

The motion passed unanimously.

ADJOURNMENT

It was the unanimous decision of the Board to adjourn this meeting at 3:08 p.m.

Respectfully submitted,

Dennis G. O'Neill, MD, Chairman

CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
August 15, 2000

The Connecticut Medical Examining Board held a meeting on Tuesday, August 15, 2000 at the Legislative Office Building, Capitol Avenue, Conference Room 2-A, Hartford, Connecticut.

BOARD MEMBERS PRESENT: Dennis G. O'Neill, MD, Chairman
Velandy Manohar, MD
Roberto Medina, MD
Mary P. Olsen, MD
John Russell, MD
George Terranova, MD
Michael R. Tesoro, MD
Mary L. Warner, PA-C

BOARD MEMBERS ABSENT: Harriet A. Fellows, DO
Howard Goodkind
Sarah E. McGirr
Pamela A. Nole

The meeting was called to order at 1:50 PM by Dr. O'Neill.

I. MINUTES

The draft minutes of the July 18, 2000 meeting were reviewed. Dr. Terranova made a motion, seconded by Ms. Warner to approve the minutes as written. The motion passed with all in favor except Dr. Medina and Dr. Olsen who abstained.

II. NEW BUSINESS

A. Federation of State Medical Boards Presentation

Carol A. Clothier, Assistant Vice-President and Ronald Agresta, MD were present on behalf of the Federation of State Medical Boards. Ms. Clothier and Dr. Agresta gave a presentation on the operation of the Federation and the services that the Federation offers to State Medical Boards. Topics of discussion included Internet Prescribing, Telemedicine, Post Licensure Assessment System and Examination Services.

B. Information Update by the Connecticut State Medical Society

None

C. Endorsement Application - Michaela Maier-Weiderman, MD

Tresti Quiller, Licensing Examinations Assistant, Department of Public Health, presented an endorsement application of Michaela Maier-Weiderman, MD. The Board recommends that Dr. Maier-Weiderman enroll in fellowship at a level higher than PGY II, after which, her application can be returned to the Board for evaluation.

D. Medical School Permit Application - Timothy William Jones, MD

Tresti Quiller, Licensing Examinations Assistant, Department of Public Health, presented a medical school permit application of Timothy William Jones, MD to allow him to practice at the Yale University School of Medicine. Dr. Terranova made a motion seconded by Ms. Warner to grant the medical school permit for Dr. Jones. The motion passed unanimously. The Board noted that that granting of the permit for Dr. Jones should not be construed as an approval of his credentials for a full and unrestricted license.

E. Information Update by the Department of Public Health

Kathleen Boulware, Supervising Nurse Consultant, Department of Public Health, reported on the investigative activity of the Department of Public Health regarding physician cases. Ms. Boulware also reported that the Department, with the assistance of the Connecticut State Medical Society, is continuing its efforts to increase the number of physicians available to serve as consultants in evaluating standard of care matters. The Board requests that the Department keep Department of Public Health Commissioner, Joxel Garcia, MD informed as to the lack of available consultants.

II. OLD BUSINESS

Physician Profiling Update

Stephen Carragher, Department of Public Health, reported that approximately 4500 profiles were sent back to responding physicians to review the data they submitted. Mr. Carragher also reported that approximately 200 physicians have yet to comply with the profiling requirement. These individuals have been referred to the Department's investigations unit.

III. LEGAL OFFICE BUSINESS

A. Consent Order - Jae Jin Kim, MD, Petition Nos. 970820-001-171, 980708-001-135

Staff Attorney Leslie Scoville, presented a Consent Order in the matter of Jae Jin Kim, MD. Dr. Kim was not present. Dr. Russell made a motion, seconded by Dr. Olsen, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

B. Consent Order - Carol Upright, MD, Petition No. 990908-001-167

Staff Attorney David Tilles, presented a Consent Order in the matter of Carol Upright, MD. Dr. Upright was not present. Dr. Manohar made a motion, seconded by Dr. Russell, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

C. Motion to Withdraw Statement of Charges Based on Voluntary Surrender of License
Pasquale Ruffolo, MD - Petition No. 2000-0728-001-136

Staff Attorney Leslie Scoville, presented a Motion to Withdraw Statement of Charges in the matter of Pasquale Ruffolo, MD. Dr. Manohar made a motion, seconded by Dr. Tesoro, to grant the Department of Public Health's Motion to Withdraw Statement of Charges based on Dr. Ruffolo's voluntary surrender of his license. The motion passed unanimously.

D. Motion for Summary Suspension – Prem Nath, MD, Petition No. 2000-0724-001-129

Staff Attorney David Tilles presented the Board with the Department of Public Health's Motion for Summary Suspension in the matter of Prem Nath, MD. Respondent was neither present nor represented. Assistant Attorney General Marianne Horn was present to provide counsel to the Board. Ms. Warner made a motion, seconded by Dr. Manohar, to grant the Summary Suspension of Dr. Nath's license. The motion passed unanimously. Dr. O'Neill signed the Summary Suspension Order. A hearing is scheduled for October 10, 2000.

E. Motion for Summary Suspension – Joel Chaise, MD, Petition No. 2000-0720-001-128

Staff Attorney David Tilles presented the Board with the Department of Public Health's Motion for Summary Suspension in the matter of Joel Chaise, MD. Respondent was not present. Assistant Attorney General Marianne Horn was present to provide counsel to the Board. Dr. Terranova stated that he has no knowledge of respondent despite information in the Summary Suspension packet indicating respondent may have worked at Danbury Hospital. Dr. Terranova made a motion, seconded by Dr. Manohar, to grant the Summary Suspension of Dr. Chaise's license. The motion passed unanimously. Dr. O'Neill signed the Summary Suspension Order. A hearing is scheduled for August 29, 2000.

IV. TIME EXTENSIONS

Dr. Olsen moved and Dr. Manohar seconded to approve a 120-day extension in the following cases:

Tom Bell, MD
Alan Cohen, MD
Richard Fischer, MD

The motion passed unanimously.

ADJOURNMENT

It was the unanimous decision of the Board to adjourn this meeting at 3:45 p.m.

Respectfully submitted,

Dennis G. O'Neill, MD, Chairman

CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
September 19, 2000

The Connecticut Medical Examining Board held a meeting on Tuesday, September 19, 2000 at the Department of Public Health Complex, 410 Capitol Avenue, Conference Room C, Building 470, Hartford, Connecticut.

BOARD MEMBERS PRESENT: Dennis G. O'Neill, MD, Chairman
Harriet A. Fellows, DO
Howard Goodkind
Velandy Manohar, MD
Roberto Medina, MD
Sarah E. McGirr
John Russell, MD
George Terranova, MD
Michael R. Tesoro, MD
Mary L. Warner, PA-C

BOARD MEMBERS ABSENT: Grant H. Miller, Jr., Esq.
Mary P. Olsen, MD
Pamela A. Nole

The meeting was called to order at 1:41 PM by Dr. O'Neill.

I. MINUTES

The draft minutes of the August 15, 2000 meeting were reviewed. Dr. Tesoro made a motion, seconded by Dr. Russell to approve the minutes as written. The motion passed with all in favor except Dr. Fellows, Mr. Goodkind, and Ms. McGirr who abstained.

II. OLD BUSINESS

A. Information Update by the Department of Public Health

Donna Brewer, Director, Public Health Hearing Office reported on the Federation of State Medical Board's Symposium on Medical Licensure in the 21st Century which she attended in Washington, D.C. on September 6-7, 2000. Material from the symposium is available to Board members by contacting the Board Liaison.

The Board requested that they be presented with information on the Department's efforts to create a credentialing verification service. The Board will be provided with information at the October meeting.

The Board indicated it would like to initiate dialogue with the Department of Public Health and the Attorney General's Office regarding ways to expedite the investigations and hearing process for Medical Board matters. The need for consultants to review cases was also discussed. A meeting to include Dr. O'Neill, a representative of the Attorney General's Office and the Department of Public Health will be scheduled.

B. Information Update by the Connecticut State Medical Society

Michelle Norbeck offered a reminder about the Medical Society's program on November 1, 2000, titled "Enhancing the Physician-Patient Relationship through Intelligent Prescribing."

C. Physician Profiling Update

Stephen Carragher, Department of Public Health, reported that approximately 85 physicians have yet to comply with the profiling requirement. These individuals have been referred to the Department's investigations unit.

Mr. Carragher also reported that the Physician Profiles should be available on the Internet sometime this fall.

II. NEW BUSINESS

A. Scott Teitelbaum, MD - Petition No. 990803-001-143

Assistant Attorney General Daniel Shapiro was present to provide counsel to the Board. Staff Attorney Diane Wilan was present for the Department of Public Health. Attorney Michael Neubert was present representing Scott Teitelbaum, MD. Dr. Teitelbaum was also present. The Board heard oral argument from Attorneys Neubert and Wilan with regard to Dr. Teitelbaum's Motion to Withdraw Request for Reinstatement. Attorney Neubert made a request that the Board be presented with a letter from Neil Grey, MD, Connecticut State Medical Society, Physician Health Program with respect to a proposed Memorandum of Decision concerning Dr. Teitelbaum's request for reinstatement. Upon advice from the Assistant Attorney General, the Board declined to accept the letter from Dr. Grey.

Following oral argument Ms. McGirr made a motion seconded by Mr. Goodkind to approve Dr. Teitelbaum's Motion to Withdraw Request for Reinstatement. The motion passed with Mr. Goodkind, Ms. McGirr, Dr. Medina, Dr. Russell and Dr. Tesoro voting in favor. Dr. Terranova and Ms. Warner were opposed. Dr. Fellows and Dr. Manohar recused themselves in this matter.

B. Memorandum of Decision - Alan Cohen, MD

The Board reviewed the Memorandum of Decision in the matter of Alan Cohen, MD, Petition No. 961016-001-195. Dr. Fellows made a motion seconded by Ms. Warner to approve the Memorandum of Decision. The motion passed unanimously. The Memorandum of Decision was signed by Dr. O'Neill.

C. Maxine Cartwright, MD - Petition No. 980413-001-076

Assistant Attorney General Hugh Barber was present to provide counsel to the Board. Staff Attorney David Tilles was present on behalf of the Department of Public Health. Dr. Cartwright was not present. The Board reviewed a request from Dr. Cartwright to have her physician license reinstated from a suspension ordered pursuant to a September 19, 1999 Memorandum of Decision. Dr. Terranova made a motion seconded by Ms. Warner to grant Dr. Cartwright a hearing to consider her request for reinstatement. The motion passed with all in favor except Dr. O'Neill who was opposed. A hearing will be scheduled before the full Board on October 17, 2000 at 3:00 p.m.

III. LEGAL OFFICE BUSINESS

- A. Consent Order - Jan Silberstein, MD, Petition Nos. 950705-01-141; 990309-001-048; 990330-001-068; 990505-001-097

Staff Attorney Davis Tilles, presented a Consent Order in the matter of Jan Silberstein, MD. Dr. Silberstein was not present. Dr. Russell made a motion, seconded by Dr. Manohar, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

IV. NEW BUSINESS CONTINUED

- C. John Doe, MD - Petition No. 2000-0119-001-010

Assistant Attorney General Henry Salton and Assistant Attorney General Rose McGovern were present to provide counsel to the Board. Staff Attorney David Tilles was present on behalf of the Department of Public Health. Attorney Michael Neubert was present representing respondent. Dr. Terranova made a motion second by Ms. McGirr to enter executive session to confer with the Assistant Attorney General regarding a Department of Public Health Motion to Rescind John Doe Status in this matter. The motion passed unanimously and the Board entered into executive session at 3:15 p.m. During the executive session the Board heard argument from Attorneys Tilles and Neubert. The executive session ended at 3:55 p.m. after a motion by Ms. McGirr and seconded by Dr. O'Neill was unanimously approved.

Dr. Terranova left for the day at 4:00 p.m.

Ms. McGirr made a motion seconded by Dr. Fellows to grant the Department of Public Health's request to rescind John Doe status. The motion passed with all in favor except Dr. Medina who recused himself. Ms. McGirr made a motion seconded by Dr. Manohar that the Assistant Attorney General draft an order rescinding John Doe status and that the order be forwarded to Dr. O'Neill for signature. The motion passed with all in favor except Dr. Medina who was recused.

- D. Request to modify Declaratory Ruling

The Board reviewed a request from the Connecticut Academy of Physician's Assistants asking that the Board modify its December 17, 1997 Declaratory Ruling on the use of lasers for hair removal. Assistant Attorney General Henry Salton advised the Board on how to proceed with this request. Mr. Salton indicated that Assistant Attorney General Marianne Horn would provide further advice at the October 17, 2000 meeting.

V. LEGAL OFFICE BUSINESS CONTINUED

- B. Consent Order - Michael Tinkler, MD, Petition No. 2000-0621-001-108

Staff Attorney Diane Wilan, presented a Consent Order in the matter of Michael Tinkler, MD. Dr. Tinkler was not present. Ms. Warner made a motion, seconded by Dr. Fellows, to reject the Consent Order. The motion passed with all in favor except Mr. Goodkind who was opposed. The Board commented that it did not have enough information to make a determination as to the appropriateness of the Consent Order and that respondent's controlled substance registration needs to be addressed.

C. Consent Order - Diane Wenick, MD, Petition No. 981223-001-229

Staff Attorney Joelle Newton, presented a Consent Order in the matter of Diane Wenick, MD. Dr. Wenick was not present. Mr. Goodkind made a motion, seconded by Dr. Russell, to approve the Consent Order. The motion passed with all in favor except Dr. Tesoro and Ms. Warner who were opposed and Ms. McGirr and Dr. Fellow's who abstained. Dr. O'Neill signed the Order.

D. Consent Order - Alan Balasic, MD, Petition Nos. 970730-001-159 and 2000-0420-001-072

Staff Attorney David Tilles, presented a Consent Order in the matter of Alan Balasic, MD. Dr. Balasic was not present. Dr. Manohar made a motion, seconded by Dr. Fellows, to approve the Consent Order. The motion passed with all in favor except Ms. McGirr who abstained. Dr. O'Neill signed the Order.

E. Consent Order - Mark Blumenfeld, MD, Petition No. 981113-001-206

Staff Attorney Stephen Miltimore, presented a Consent Order in the matter of Mark Blumenfeld, MD. Attorney Steven Seligman was present on behalf of Dr. Blumenfeld. Dr. Tesoro recused himself in this matter. Dr. Russell made a motion, seconded by Dr. Manohar, to approve the Consent Order. The motion passed with all in favor except Mr. Goodkind and Ms. McGirr who abstained. Dr. O'Neill signed the Order.

VI. TIME EXTENSIONS

Ms. McGirr moved and Ms. Warner seconded to approve a 120-day extension in the following case:
Francisco Carbone, MD

The motion passed unanimously.

VII. SCHEDULING

The Board Liaison will coordinate the scheduling of hearing dates for the following case:
Michael Feuer, MD, - Petition No. 981127-001-218. Dr. Terranova will chair the hearing panel in this matter.

ADJOURNMENT

It was the unanimous decision of the Board to adjourn this meeting at 4:40 p.m.

Respectfully submitted,

Dennis G. O'Neill, MD, Chairman

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
October 17, 2000**

The Connecticut Medical Examining Board held a meeting on Tuesday, October 17, 2000 at the Department of Public Health, 410 Capitol Avenue, Conference Room I, Second Floor, Hartford, Connecticut.

BOARD MEMBERS PRESENT: Dennis G. O'Neill, MD, Chairman
Harriet A. Fellows, DO
Howard Goodkind
Velandy Manohar, MD
Roberto Medina, MD
Grant H. Miller, Jr., Esq.
Mary P. Olsen, MD
Pamela A. Nole
John Russell, MD
George Terranova, MD
Michael R. Tesoro, MD
Mary L. Warner, PA-C

BOARD MEMBERS ABSENT: Sarah E. McGirr

Dr. O'Neill called the meeting to order at 1:31 PM.

Mr. Miller was welcomed to his first meeting as a member of the Connecticut Medical Examining Board.

I. MINUTES

The draft minutes of the September 19, 2000 meeting were reviewed. Mr. Goodkind made a motion, seconded by Ms. Warner to approve the minutes as written. The motion passed with all in favor except Ms. Nole who abstained.

II. NEW BUSINESS

A. ProfilePlus Program

Joxel Garcia, MD, Commissioner, Department of Public Health gave a presentation to the Board regarding the Department's ProfilePlus Program. The Department's objective is to create a credentialing verification service to collect documentation and prepare a comprehensive report on each physician licensed in Connecticut which may be used by health care organizations and health plans in evaluating physicians. It is anticipated that the information requested from physicians for ProfilePlus, Physician Profiling, and licensure renewal will be consolidated into one reporting form. It is also anticipated as HMO's utilize the Department's credentialing information, the burden on physicians to provide information to HMO's will be significantly reduced.

Donna Brewer, Director, Public Health Hearing Office, reported that legislation is being drafted to provide that information gathered for ProfilePlus would be exempt from the Freedom of Information Act, unless that information is otherwise public information.

III. CHAIR UPDATES

Dr. O'Neill reviewed correspondence he received from the Federation of State Medical Boards and the American Medical Association.

- A. Federation of State Medical Boards newsletter
- B. Materials on Chelation Therapy
- C. American Medical Association Statement to the U.S. House of Representatives, Committee on Commerce, concerning the National Practitioner Data Bank.
- D. Article from The Physician Executive "Liability of Medical Directors: A Growing Concern."

Correspondence is available to the Board members through the Board Liaison.

IV. INFORMATION UPDATES

A. Department of Public Health

Donna Brewer, Director, Public Health Hearing Office, reported that a webpage for the Connecticut Medical Examining Board is under development.

B. Connecticut State Medical Society

A registration pamphlet was distributed regarding the Medical Society's program on November 1, 2000, titled "Enhancing the Physician-Patient Relationship through Intelligent Prescribing."

C. Physician Profiling Update

Stephen Carragher, Department of Public Health, reported that pre-publication copies of the profile have been distributed. Physicians will have 60 days to send corrections to their profile or to dispute the information contained in the profile. Approximately 50 physicians have yet to comply with the profiling requirement.

V. NEW BUSINESS CONTINUED

B. Oral Argument on Proposed Memorandum of Decision - Vincent McClain, MD

Assistant Attorney General Edward Osswalt was present to provide counsel to the Board. Staff Attorney Diane Wilan was present for the Department of Public Health. Board Liaison, Jeffrey Kardys, informed the Board that Dr. McClain was advised that Oral Argument on the Memorandum of Decision was scheduled. Dr. McClain stated during a telephone conversation that he would not be attending and that he did not object to argument taking place in his absence. Attorney Osswalt advised that the Board enter into executive session due to discussion of confidential issues. Mr. Goodkind made a motion seconded by Dr. Olsen to enter executive session. The motion passed unanimously and the Board entered into executive session at 2:05 p.m. Executive Session ended at 2:48 p.m., at which time, a motion was made by Ms. Nole and seconded by Dr. Fellows to approve the Memorandum of Decision as written. The motion passed. Dr. Tesoro and Dr. Olsen recused themselves from the vote, Mr. Goodkind and Mr. Miller abstained. The Memorandum of Decision was signed by Dr. O'Neill.

C. Request to Modify Declaratory Ruling on Laser Hair Removal

Dr. Tesoro made a motion seconded by Dr. Russell to table this matter to the Board meeting scheduled for November 21, 2000.

Ms. Warner left for the day at 2:50 p.m.

D. Oral Argument on Respondent's Motion to Dissolve Summary Suspension Order - Prem Nath, M.D.

Assistant Attorney General Daniel Shapiro was present to provide counsel to the Board. Staff Attorney David Tilles was present for the Department of Public Health. Attorney Elliott Pollack was present on behalf of Dr. Nath who was not present. The Board heard argument regarding respondent's motion to dissolve the summary suspension of his physician license, which was ordered by the Board on August 15, 2000. The first hearing date in this matter was held on October 10, 2000. Hearing panelists Dr. Medina and Mr. Miller spoke as to their recommendation that respondent's motion be denied. Dr. Fellows made motion seconded by Dr. Terranova that respondent's Motion To Dissolve Summary Suspension Order be denied. The motion passed with all in favor. Dr. O'Neill recused himself in this matter.

Dr. Medina left for the day at 3:25 p.m.

VI. LEGAL OFFICE BUSINESS

A. Consent Order - Thomas Cherry, MD, Petition No. 981002-001-188

Staff Attorney Roberta Swafford, presented a Consent Order in the matter of Thomas Cherry, MD. Dr. Cherry was not present or represented. Dr. Tesoro made a motion, seconded by Dr. Terranova, to table this matter until the receipt of the following information:

- 1) Was the initial procedure done in an office or operating room?
- 2) What were the pathology findings from the initial procedure?
- 3) What was the follow-up procedure that was performed and why?
- 4) What were the pathology findings from the follow-up procedure?
- 5) Was a third procedure performed?
- 6) What did respondent recommend to the patient?
- 7) Was there harm to the patient?

Dr. Terranova left for the day at 3:50 p.m.

B. Consent Order - Francis Mayeda, MD, Petition No. 990209-001-024

Staff Attorney Leslie Scoville, presented a Consent Order in the matter of Francis Mayeda, MD. Dr. Mayeda was not present or represented. Dr. Russell made a motion, seconded by Mr. Miller, to approve the Consent Order. The motion passed unanimously. Dr. O'Neill signed the Order.

Dr. Manohar excused himself from the meeting at 3:55 p.m.

C. Consent Order - Francisco Carbone, MD, Petition No. 980203-001-025

Staff Attorney Joelle Newton, presented a Consent Order in the matter of Francisco Carbone, MD. Dr. Carbone was not present or represented. Dr. Tesoro made a motion, seconded by Ms. Nole, to approve the Consent Order. The motion passed with all in favor except Dr. Manohar who was not present during this portion of the meeting. Dr. O'Neill signed the Order.

Dr. Manohar returned to the meeting at 4:05 p.m.

VII. TIME EXTENSIONS

Mr. Goodkind moved and Dr. Fellows seconded to approve a 120-day extension in the following cases:

Harry Brown, MD	Bernard Raxlen, MD
William DeFederico, MD	Robert Thorsen, MD
Philip Raiford, MD	

The motion passed unanimously.

VIII. HEARING

Maxine Cartwright, MD - Petition No. 980413-001-076

Assistant Attorney General Hugh Barber was present to provide counsel for the Board. Dr. Cartwright was not present or represented. Staff Attorney David Tilles was present on behalf of the Department of Public Health. The hearing began at 4:05 p.m. and concluded at 4:30 p.m. Ms. Nole made a motion, seconded by Dr. Manohar, that Dr. Cartwright's request for reinstatement be denied based on its determination that Dr. Cartwright did not appear and she did not meet her burden of demonstrating she does not pose a risk to the public. The motion passed unanimously.

ADJOURNMENT

It was the unanimous decision of the Board to adjourn this meeting at 4:35 p.m.

Respectfully submitted,

Dennis G. O'Neill, MD, Chairman

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
November 21, 2000**

The Connecticut Medical Examining Board held a meeting on Tuesday, November 21, 2000 at the Department of Public Health, 410 Capitol Avenue, Conference Room I, Second Floor, Hartford, Connecticut.

BOARD MEMBERS PRESENT: Dennis G. O'Neill, MD, Chairman
Harriet A. Fellows, DO
Howard Goodkind
Velandy Manohar, MD
Grant H. Miller, Jr., Esq.
John Russell, MD
George Terranova, MD
Michael R. Tesoro, MD
Mary L. Warner, PA-C

BOARD MEMBERS ABSENT: Sarah E. McGirr
Roberto Medina, MD
Pamela A. Nole
Mary P. Olsen, MD

Dr. O'Neill called the meeting to order at 1:32 PM.

I. MINUTES

The draft minutes of the October 17, 2000 meeting were reviewed. Dr. Tesoro made a motion, seconded by Mr. Goodkind, to approve the minutes with an edit to item V-B on page 2. The motion with all in favor.

II. CHAIR UPDATES

Dr. O'Neill reviewed correspondence he received from the Federation of State Medical Boards and the American Medical Association.

- A. Federation of State Medical Boards - Board of Directors minutes.
- B. Federation of State Medical Boards - Call for nominations.
- C. American Medical News - "Feds seize medical license as property."
- D. Federation of State Medical Boards - Policy on Regulating the Sale of Goods from Physician Offices.

Correspondence is available to the Board members through the Board Liaison.

III. INFORMATION UPDATES

A. Department of Public Health

Kathleen Boulware distributed a status report on physician cases.

Dr. O'Neill reported that on November 14, 2000, he attended a meeting with Department of Public Health personnel and Assistant Attorney General Richard Lynch during which the processing of physician disciplinary cases was discussed.

Dr. O'Neill commented that the Department of Public Health will be meeting with the Connecticut Medical Society to discuss the issue of finding more consultants. The Department will also explore statutory changes with respect to hearing panels and/or the use of hearing officers.

Dr. Manohar arrived at 1:50 p.m.

B. Connecticut State Medical Society

Neil Grey, MD reported that the Medical Society program on November 1, 2000, titled "Enhancing the Physician-Patient Relationship through Intelligent Prescribing" was well received. There were approximately 60 attendees.

C. Physician Profiling Update

Stephen Carragher, Department of Public Health, reported that 37 physicians have yet to comply with the profiling requirement. These individuals are being pursued by the Department of Public Health Investigations Unit. Approximately 10,500 profiles are ready for publication. It is anticipated that publication of the profiles on the Department of Public Health web-site will occur shortly.

IV. OLD BUSINESS

A. Request to Modify Declaratory Ruling on Laser Hair Removal

The Board reviewed a request from the Connecticut Academy of Physician Assistants asking that the Board modify its Declaratory Ruling on Laser Hair Removal with respect to its application to physician assistants. Assistant Attorney General Marianne Horn was present for this discussion. Ms. Horn informed the Board that the position of the Office of the Attorney General is that there exist no grounds for the Board to reconsider its decision. Ms. Horn commented that the physician assistant scope of practice existed at the time of the declaratory ruling proceeding and was considered by the Board when rendering its decision. Dr. Tesoro made a motion, seconded by Mr. Goodkind, that the Board reaffirm the Declaratory Ruling. The motion passed with all in favor except Ms. Warner who was opposed.

B. Utilization of Board of Board Resources

Tabled to the December 19, 2000 meeting.

IV. NEW BUSINESS

A. Memorandum of Decision - Tom Bell, MD

The Board reviewed the Memorandum of Decision in the matter of Tom Bell, MD, Petition No. 980319-001-063. Attorney Thomas Boyce was present on behalf of Dr. Bell. Ms. Warner made a motion seconded by Mr. Goodkind to approve the Memorandum of Decision. The motion passed with all in favor except Dr. Manohar who was opposed, and Dr. Russell and Dr. Terranova who recused themselves from this matter. The Memorandum of Decision was signed by Dr. O'Neill.

B. Memorandum of Decision - Philip Raiford, MD

The Board reviewed the Memorandum of Decision in the matter of Philip Raiford, MD, Petition No. 961016-001-195. Dr. Raiford was not present or represented. Ms. Warner made a motion seconded by Mr. Miller to approve the Memorandum of Decision. The motion passed unanimously.

C. Discussion - Disciplinary action in cases involving medical errors.

Tabled to the December 19, 2000 meeting.

- D. Randy Hassen, MD - Request for reinstatement of revoked license.
Assistant Attorney General Marianne Horn was present to provided counsel to the Board. Staff Attorney David Tilles was present for the Department of Public Health. Attorney Michael Neubert was present with Dr. Hassen. Dr. Terranova made a motion, seconded by Ms. Warner, that Dr. Hassen submit additional information in support of his request for reinstatement of his license. The motion passed with all in favor except Mr. Goodkind who was opposed. This additional information will be reviewed by the Board at the December 19, 2000 meeting
- E. Reinstatement Application - John Haksteen, MD
Tresti Quiller, Licensing Examinations Assistant, Department of Public Health, presented a reinstatement application of John Haksteen, MD. Dr. Manohar made a motion, seconded by Dr. Terranova, that Dr. Haksteen's application for reinstatement be approved. The motion passed unanimously.
- F. Endorsement Application - Elizabeth Zettersten, MD
Tresti Quiller, Licensing Examinations Assistant, Department of Public Health, presented an endorsement application of Elizabeth Zettersten, MD. The Board recommends that Dr. Zettersten complete an additional ACGME approved program, after which, her application can be returned to the Board for evaluation.

The Board took a break from 3:05 p.m. until 3:15 p.m.

V. **LEGAL OFFICE BUSINESS**

- A. Motion for Summary Suspension – Marvin Lerner, MD, Petition No. 2000-0820-001-145
Staff Attorney David Tilles presented the Board with the Department of Public Health's Motion for Summary Suspension in the matter of Marvin Lerner, MD. Respondent was neither present nor represented. Assistant Attorney General Marianne Horn was present to provide counsel to the Board. Dr. Terranova made a motion, seconded by Dr. Tesoro, to order a Summary Probation of Dr. Lerner's physician license. The motion passed unanimously. A hearing in this matter will be scheduled for December 8, 2000.
- B. Motion to Withdraw Statement of Charges Based on Voluntary Agreement not to Renew or Reinstatement License - Michael Kalisman, MD - Petition No. 991207-001-023
Staff Attorney David Tilles, presented a Motion to Withdraw Statement of Charges in the matter of Michael Kalisman, MD. Ms. Warner made a motion, seconded by Dr. Tesoro, to grant the Department of Public Health's Motion to Withdraw Statement of Charges based on Dr. Kalisman's voluntary agreement not to renew or reinstate his license. The motion passed unanimously.
- C. Motion for Summary Suspension – Mark Brook, MD, Petition No. 2000-0925-001-174
Staff Attorney David Tilles presented the Board with the Department of Public Health's Motion for Summary Suspension in the matter of Mark Brook, MD. Respondent was neither present nor represented.. Assistant Attorney General Marianne Horn was present to provide counsel to the Board. Dr. Terranova made a motion, seconded by Ms. Warner, to grant the Summary Suspension of Dr. Brook's physician license. The motion passed unanimously. Dr. O'Neill signed the Summary Suspension Order. A hearing is scheduled for December 11, 2000.

- D. Motion for Summary Suspension – Tahir Rehmattulah, MD, Petition No. 2000-0711-001-115
Staff Attorney Leslie Scoville presented the Board with the Department of Public Health’s Motion for Summary Suspension in the matter of Tahir Rehmattulah, MD. Respondent was present with Attorney David Grudberg. Assistant Attorney General Marianne Horn was present to provide counsel to the Board. Dr. Manohar made a motion, seconded by Dr. Terranova to enter executive session to review confidential material, which was submitted under seal. The motion passed and the Board entered executive session from 3:53 p.m. until 4:12 p.m.
Dr. Tesoro made a motion, seconded by Ms. Warner, to grant the Summary Suspension of Dr. Rehmattulah’s physician license. The motion passed with all in favor except Dr. Terranova who was opposed. Dr. O’Neill signed the Summary Suspension Order. A hearing is scheduled for December 12, 2000.

VI. TIME EXTENSIONS

Dr. Manohar moved and Ms. Warner seconded to approve a 120-day extension in the following cases:

M. Anderson, MD	J. Densen-Gerber, MD
J. August, MD	P. Nath, MD
L. Basu, MD	B. Sandridge, MD
C. Beuamont, MD	P. Shelton, MD
J. Christoforo, MD	

The motion passed unanimously.

ADJOURNMENT

It was the unanimous decision of the Board to adjourn this meeting at 4:40 p.m.

Respectfully submitted,

Dennis G. O’Neill, MD, Chairman

**CONNECTICUT MEDICAL EXAMINING BOARD
MINUTES OF MEETING
December 19, 2000**

The Connecticut Medical Examining Board held a meeting on Tuesday, December 19, 2000 at the Department of Public Health Complex, 410 Capitol Avenue, Conference Room A/B, Building 470, Hartford, Connecticut.

BOARD MEMBERS PRESENT: Dennis G. O'Neill, MD, Chairman
Harriet A. Fellows, DO
Velandy Manohar, MD
Roberto Medina, MD
Grant H. Miller, Jr., Esq.
Pamela A. Nole
John Russell, MD
George Terranova, MD
Michael R. Tesoro, MD

BOARD MEMBERS ABSENT: Howard Goodkind
Sarah E. McGirr
Mary P. Olsen, MD
Mary L. Warner, PA-C

Dr. O'Neill called the meeting to order at 1:34 PM.

I. MINUTES

The draft minutes of the November 21, 2000 meeting were reviewed. Mr. Miller made a motion, seconded by Dr. Tesoro, to approve the minutes as written. The motion passed with all in favor.

II. INFORMATION UPDATES

A. Department of Public Health

Donna Brewer, Director, Public Health Hearing Office gave an update on the Department's ProfilePlus Program. The Board would like to discuss this issue further with Department representatives at the January 2001 meeting and would like to review the proposed legislation for the program.

Dr. Manohar arrived at 1:45 p.m.

III. UTILIZATION OF BOARD RESOURCES

Donna Brewer, Director, Public Health Hearing Office provided the Board with an analysis of the time line for cases which have gone to hearing before the Board. In an effort to decrease the time it takes for a final decision to be issued, it was suggested that fact-finding sessions be scheduled no later than the date of the next board meeting following the completion of a hearing or, if at all possible, immediately following the completion of the hearing. The Board was agreeable to this suggestion.

Ms. Brewer reported that statutory changes with respect to hearing panels and/or the use of hearing officers are being explored; however, no proposals will be made for the upcoming legislative session.

The Board again expressed its concerns about the need for more consultants and suggested that consultants be paid for their services. The Board would like to discuss this issue further with a Department of Public Health representative at the January 2001 meeting.

IV. DISCIPLINARY ACTION IN CASES INVOLVING MEDICAL ERRORS

The Board is concerned that it does not have enough information when presented with Consent Orders, and cannot, therefore, make an informed decision as to whether the proposed discipline is appropriate. The Board requests that when future Consent Orders are presented, respondent and respondent's counsel be present to answer questions. The Board would like to explore alternative ways to review Consent Orders. The Board also expressed its desire to hear from the Department of Public Health the criteria used in determining whether to pursue discipline in cases in which a licensee has no prior history of wrongdoing.

II. INFORMATION UPDATES (CONTINUED)

B Connecticut State Medical Society

Michelle Norbeck reported that the Medical Society also has concerns with the ProfilePlus Program and will not support the program in its current form.

Ms. Norbeck also reported that the Medical Society has been discussing the issues of consultants and case processing and will be bringing suggestions to the Department.

C. Physician Profiling Update

Stephen Carragher, Department of Public Health, reported that work is continuing towards publishing physician profiles on the Department of Public Health web-site. It is hoped this will occur shortly. Mr. Carragher will provide future updates only if there is significant information to report

V. LEGAL OFFICE BUSINESS

Consent Order - Thomas Cherry, MD, Petition No. 981002-001-188

Staff Attorney Roberta Swafford, presented a Consent Order in the matter of Thomas Cherry, MD. This Consent Order was initially presented to the Board at its October 2000 meeting at which time the Board requested additional information be made available. Dr. Cherry was present without representation. Dr. Cherry answered questions posed by the Board after he waived having his attorney present for this questioning.

Dr. Tesoro made a motion, seconded by Dr. Russell, that this matter be tabled to the January 2001 meeting and that the Consent Order be returned to the Department of Public Health with the suggestion that the order be modified to require only a Civil Penalty with a recommendation for continuing medical education. The motion passed unanimously.

VI. TIME EXTENSIONS

Dr. Manohar moved and Dr. Medina seconded to approve a 120-day extension in the following cases:

J. Chaise, MD	T. Skowron, MD
M. Feuer, MD	V. Sreenivas, MD
R. Fischer, MD	

The motion passed unanimously.

VII. SCHEDULING

The Board Liaison will coordinate the scheduling of hearing dates for the following case:
Michael Tinkler, MD, - Petition No. 2000-0621-001-108.

ADJOURNMENT

It was the unanimous decision of the Board to adjourn this meeting at 3:05 p.m.

Respectfully submitted,

Dennis G. O'Neill, MD, Chairman